

**SUPREME COURT MINUTES
WEDNESDAY, JULY 26, 2000
SAN FRANCISCO, CALIFORNIA**

S068743 People, Respondent
4th Dist. v.
D027176 David Lewis Cornelius, Appellant
S068743 Petition for review GRANTED.

The issues to be briefed and argued before this court shall be limited to whether, pursuant to the three strikes law (Pen. Code, section 1170.12), the trial court properly tripled the 25-year parole ineligibility period of appellant's indeterminate life term under the one-strike law (Pen. Code, section 667.61(a)) on count 2, forcible rape.

George, C.J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.

S088368 People, Respondent
5th Dist. v.
F027481 Susan Lee Russo, Appellant
F033159 -----

In re Susan Lee Russo on Habeas Corpus
Petition for review GRANTED.

George, C.J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.

S088525 Howard C. Birndorf, Petitioner
4th Dist. v.
D034013 San Diego County Superior Court, Respondent
Div. 1 Tisch Alexzander, Real Party in Interest
 Petition for review GRANTED.

George, C.J.
Kennard, J.
Werdegar, J.
Brown, J.

S088632 Eva Camargo et al., Appellants
5th Dist. v.
F031741 Tjaarda Dairy et al., Respondents
 Petition for review GRANTED.

George, C.J.
Kennard, J.
Chin, J.
Brown, J.

S089115 Elgin Haynie, Petitioner
2nd Dist. v.
B137707 Los Angeles County Superior Court, Respondent
Div. 4 County of Los Angeles, Real Party in Interest
 Petition for review GRANTED.

George, C.J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.

2nd Dist. Antonette Niedle, Petitioner
B140258 v.
Div. 5 Workers' Compensation Appeals Board et al., Respondents
S089095 Petition for review GRANTED.

The matter is transferred to the Court of Appeal, Second Appellate District, Division Five, with directions to vacate its order denying its summary denial and to issue a writ of review to be heard before that court when the proceeding is ordered on calendar.

George, C.J.
Kennard, J.
Werdegar, J.
Brown, J.

S062139 Kransco, Plaintiff and Appellant;
International Insurance Company et al., Plaintiffs and Respondents,
v.
American Empire Surplus Lines Insurance Company,
Defendant and Appellant
THE COURT:
The opinion is modified. The modification does not affect the judgment.

S062453 People, Respondent
1st Dist. v.
A073378 George John Blakeley, Appellant
Div. 1 Petition for rehearing DENIED.

S008840 People, Respondent
v.
Herbert James Coddington, Appellant
The time for granting or denying rehearing in the above case is hereby extended to and including October 4, 2000, or the date upon which rehearing is either granted or denied, whichever occurs first.

S065501 Rochelle C. Linder, Appellant

v.

Thrifty Oil Company, Respondent

Finality of the opinion in the above-entitled case is hereby extended to and including August 9, 2000.

S047895 In re Brett Patrick Pensinger

on

Habeas Corpus

Petitioner's motions for discovery are denied.

The petition for writ of habeas corpus filed on July 28, 1995, is denied on the merits. Except for claims 6, 47, 56, 58 and 59, all claims in the petition are denied as untimely because they are based on information that was long known or should have been known to petitioner and his counsel, and no good cause has been offered to justify or explain the delay. (See *In re Robbins* (1998) 18 Cal.4th 770, 780-781.)

The following claims in the petition are also denied on the ground that they were raised and rejected on appeal: 2 (to the extent it duplicates arguments raised on appeal); 3, 5, 11 (to the extent it duplicates arguments raised on appeal); 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 27 (to the extent it duplicates arguments raised on appeal); 28, 36, 38, 40, 42, 45, 49, 50 and 54. (*In re Waltreus* (1965) 62 Cal.2d 218, 255; *In re Harris* (1993) 5 Cal.4th 813, 829-841 [exceptions to *Waltreus* and related bars].)

The following claims in the petition are also denied on the ground that they could have been, but were not, raised on appeal: 2 (to the extent it differs from arguments raised on appeal); 7, 11 (to the extent it differs from arguments raised on appeal), 13, 14, 26, 27 (to the extent it differs from arguments raised on appeal), 30, 31, 32, 33, 34, 35, 37, 39, 41, 43, 44 and 55. (*In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Harris*, supra, 5 Cal.4th at p. 825, fn. 3 & pp. 829-841 [exceptions to *Waltreus* and related bars].)

All claims of cumulative error in the second petition are subject to the same procedural bars that apply to the individual claims.

Brown, J. would deny the petition solely on the merits.

S058819 In re Mark Anthony Reilly
 on
 Habeas Corpus

The petition for writ of habeas corpus, filed January 31, 1997, is denied. All claims, including all subclaims, are denied on the merits.

Except where framed as allegations of ineffective assistance of counsel, the following claim, including all subclaims, is denied because it was raised and rejected on appeal (see *In re Harris* (1993) 5 Cal.4th 813, 829; *In re Waltreus* (1965) 62 Cal.2d 218, 225): Claim A.4 (holding in camera hearing on severance motion).

Except where framed as allegations of ineffective assistance of counsel, the following claims, including all subclaims, are denied because they could have been, but were not, raised on appeal (see *In re Harris, supra*, 5 Cal.4th 813, 825, fn. 3; *In re Dixon* (1953) 41 Cal.2d 756): Claims A.1 (*Miranda* claim; *Miranda v. Arizona* (1966) 384 U.S. 436), A.2 (*Massiah* claim; *Massiah v. United States* (1964) 377 U.S. 201), and A.7 (failure to appoint mental health professional at trial).

The Chief Justice and Justices Baxter and Chin would also deny the petition as untimely, except for claims C (ineffective assistance of counsel on appeal and in prior state habeas corpus proceeding) and D (claim that California's death penalty statute is unconstitutional). (See *In re Robbins* (1998) 18 Cal.4th 770; *In re Clark* (1993) 5 Cal.4th 750.)

Justices Mosk and Brown would deny the petition solely on the merits.

S085702 In re Clifton Wayne Maxwell
 on
 Habeas Corpus

Petition for writ of habeas corpus DENIED.

S087958 In re Brett Patrick Pensinger
 on
 Habeas Corpus

The petition for writ of habeas corpus filed on January 24, 2000, is denied on the merits.

S089959 In re Brett Patrick Pensinger
 on
 Habeas Corpus

Petitioner's renewed motion for discovery is denied.

The petition for writ of habeas corpus filed on February 13, 1998, is denied on the merits. All claims in the petition are also denied as untimely because they are based on information that was long known or should have been known to petitioner and his counsel, and no good cause has been offered to justify or explain the delay. (See *In re Robbins* (1998) 18 Cal.4th 770, 780-781.) For these same reasons, the petition is also denied as successive. (*In re Horowitz* (1949) 33 Cal.2d 534, 546-547; *In re Clark* (1993) 5 Cal.4th 750, 797 [*"fundamental miscarriage of justice"* exception to bar against successive petitions].)

Brown, J. would deny the petition solely on the merits.

1st Dist. In re the Marriage of Aisha Othman and Howard E. Hinman
A081844 -----
A084984 Aisha Othman, Appellant
Div. 2 v.
S088741 Howard E. Hinman, Appellant
 Petition for review DENIED.

1st Dist. People, Respondent
A083697 v.
Div. 4 Michael Larosa Best, Appellant
S089217 Petition for review DENIED.

1st Dist. In re the Marriage of Mary E. and Thomas D.
A083746 -----
A083772 Mary E. Terry, Appellant
Div. 4 v.
S088516 Thomas E. Terry, Respondent
 Petition for review DENIED.

1st Dist. People, Respondent
A086095 v.
Div. 1 Tanee Rasheed, Appellant
S089100 Petition for review DENIED.

1st Dist. People, Respondent
A086488 v.
Div. 4 Glen Foster Green, Appellant
S088312 Petition for review DENIED.

1st Dist. Clara Wachter, Respondent
A087048 v.
Div. 3 Eleanore Muenchau et al., Appellants
S088694 -----
Estate of Ferne Wachter, Deceased.
Petition for review DENIED.
The request for an order directing publication of the opinion is
DENIED.

1st Dist. Utility Cost Management, Appellant
A087191 v.
Div. 5 East Bay Municipal Utility District, Respondent
S088709 Petition for review DENIED.

2nd Dist. People, Respondent
B105857 v.
Div. 3 Raul Anthony Vargas, Appellant
S088243 -----
In re Raul Anthony Vargas on Habeas Corpus
Petition for review DENIED.

2nd Dist. People, Respondent
B119014 v.
Div. 6 Efren Cruz, Appellant
S088255 Petitions for review DENIED.

2nd Dist. Deborah George, Appellant
B120264 v.
Div. 1 The Nadel Partneship Incorporated et al., Respondents
S089251 Petition for review DENIED.

2nd Dist. People, Respondent
B120837 v.
Div. 4 Ricardo Martinez, Appellant
S079623 Petition for review DENIED.

2nd Dist. People, Respondent
B126820 v.
Div. 4 Eli Arana, Jr., Appellant
S088337 Petition for review DENIED.

2nd Dist. Sander Richman, Appellant
B127343 v.
Div. 5 Dept. of Water & Power of the City of Los Angeles et al.,
S089288 Respondents
Petition for review DENIED.

2nd Dist. People, Respondent
B127698 v.
Div. 6 Don Jones, Appellant
S089216 Petition for review DENIED.

2nd Dist. Christina M. Anthony, Respondent
B128135 v.
Div. 2 Theresa A. Taylor, Appellant
S089039 -----
Estate of Christina Maria Bruno, Deceased.
Petition for review DENIED.

2nd Dist. People, Respondent
B128252 v.
Div. 5 Antonio Vasquez Rodriguez, Appellant
S088283 Petition for review DENIED.

2nd Dist. People, Respondent
B128888 v.
Div. 7 Michael Rochelle Smith, Appellant
S089228 Petition for review DENIED.

2nd Dist. People, Respondent
B129377 v.
Div. 3 Jesus Jesse Espinoza, Appellant
S089179 Petition for review DENIED.

2nd Dist. B129593 Div. 2 S088362	People, Respondent v. Raymond Michael Martinez, Appellant Petition for review DENIED.
2nd Dist. B129612 Div. 5 S088338	Virgil Carter, Respondent v. Shirley Williams, Appellant Petition for review DENIED.
2nd Dist. B129649 Div. 4 S088234	People, Respondent v. Mary E. Ellis, Appellant Petition for review DENIED.
2nd Dist. B130037 Div. 1 S089232	Gloria Sarno et al., Appellants v. State of California et al., Respondents Petition for review DENIED.
2nd Dist. B130381 Div. 1 S088620	People, Respondent v. Joseph W. Davidson, Appellant Petitions for review DENIED.
2nd Dist. B130570 Div. 1 S088808	Harold A.Noring et al., Appellants v. Popeney, Lebitsamer & Grange, Respondent Petition for review DENIED.
2nd Dist. B131493 Div. 7 S088426	People, Respondent v. Sokha Hinn, Appellant Petition for review DENIED.
2nd Dist. B131753 Div. 3 S089386	People, Respondent v. James Skinner, Appellant Petition for review DENIED.

2nd Dist. B132140 Div. 1 S089353	People, Respondent v. Eduardo Carlos Garcia, Appellant Petition for review DENIED.
2nd Dist. B132360 Div. 5 S089314	People, Respondent v. Reuben Allen Flowers, Appellant Petition for review DENIED.
2nd Dist. B132666 Div. 7 S089291	People, Respondent v. Robert H. Dunlap, Appellant Petitions for review DENIED.
2nd Dist. B132830 Div. 7 S089280	People, Respondent v. Ravonne Anthony Lemelle, Appellant Petition for review DENIED.
2nd Dist. B133156 Div. 4 S081722	99 Cents Only Stores, Petitioner v. Workers' Compensation Appeals Board, Respondent Edy Arriaga, Respondent Petition for review DENIED.
2nd Dist. B133320 Div. 7 S089261	People, Respondent v. Danny Simonian, Appellant Petition for review DENIED.
2nd Dist. B133359 Div. 6 S089270	People, Respondent v. Chris Mitchell, Appellant Petition for review DENIED.
2nd Dist. B133580 Div. 5 S089413	People, Respondent v. Ralph Cornelius Johnson, Appellant Petition for review DENIED.

2nd Dist. People, Respondent
B134463 v.
Div. 7 George William Burks, III, Appellant
S089332 Petition for review DENIED.

2nd Dist. BKDL LLC, Respondent
B134946 v.
Div. 1 The Boston Group, L.P., Appellant
S088984 Petition for review DENIED.

2nd Dist. People, Respondent
B136837 v.
Div. 1 Anthony R. Toriz, Appellant
S089252 Petition for review DENIED.

2nd Dist. Chantal Coprich et al., Petitioners
B137691 v.
Div. 3 Los Angeles County Superior Court, Respondent
S089470 Liberty Mutual Insurance Company, Real Party in Interest
Petition for review DENIED.
Werdegarr, J., is of the opinion the petition should be granted.

2nd Dist. Jerry B. Athans et al., as Administrator, etc., Appellants
B137788 v.
Div. 1 Simke, Codos, Silberfeld & Anteau Incorporated et al., Respondents
S088340 Petition for review DENIED.

2nd Dist. In re James Skinner
B138929 on
Div. 3 Habeas Corpus
S089388 Petition for review DENIED.

2nd Dist. Lionel Johnson, Petitioner
B141236 v.
Div. 5 Los Angeles County Superior Court, Respondent
S088661 People, Real Party in Interest
Application for stay and petition for review DENIED.

2nd Dist. Oscar De La Hoya, Petitioner
B141432 v.
Div. 1 Los Angeles County Superior Court, Respondent
S088916 Nicole Rao, Real Party in Interest
Petition for review DENIED.

3rd Dist. People, Respondent
C029621 v.
S089377 Karl Lee Gueulette, Appellant
Petition for review DENIED.

3rd Dist. People, Respondent
C030994 v.
S089328 Arthur Lee Jones, Appellant
Petition for review DENIED.

3rd Dist. People, Respondent
C033723 v.
S089376 Michael Williams, Appellant
Petition for review DENIED.

3rd Dist. Waremmort Foods, Petitioner
C035779 v.
S089346 Sacramento County Superior Court, Respondent
United Food and Commercial Workers Union, Local 580,
Real Party in Interest
Petition for review DENIED.

4th Dist. Teri Harral, Appellant
D027649 v.
Div. 1 Lawrence H. Foster, Jr. et al., Respondents
S077349 Petition for review DENIED.

4th Dist. Grossmont Hospital Corporation, Appellant
D028139 v.
Div. 1 Program Beta Risk Management Authority, Appellant
S088917 Petition for review DENIED.

4th Dist. People, Respondent
D031770 v.
Div. 1 Steve Arnold Bozeman, Appellant
S088220 Petition for review DENIED.

4th Dist. Joanne Carmichael, Appellant
D032328 v.
Div. 1 Eric Oberschmidt, Respondent
S089319 Legion Insurance Company, Appellant
Petition for review DENIED.
Kennard, J., is of the opinion the petition should be granted.

4th Dist. People, Respondent
D032629 v.
D034580 Jettie Lee Garrett, Appellant
Div. 1
S088323 In re Jettie Lee Garrett on Habeas Corpus
Petition for review DENIED.
The request for an order directing publication of the opinion is denied.

4th Dist. People, Respondent
D032665 v.
Div. 1 Raymond G. Palmore, Appellant
S089351 Petition for review DENIED.

4th Dist. People, Respondent
D032856 v.
Div. 1 Lavalley M. Porter, Appellant
S089310 Petition for review DENIED.

4th Dist. People, Respondent
D033180 v.
Div. 1 Fabio Ramon Winter, Appellant
S088485 Petition for review DENIED.

4th Dist. People, Respondent
D033447 v.
Div. 1 Manuel A. Uribe, Appellant
S089308 Petition for review DENIED.

4th Dist. D034589 Div. 1 S089233	People, Respondent v. Rubin Lopez Pacheco, Appellant Petition for review DENIED.
4th Dist. D035837 Div. 1 S089968	In re William Joseph Baumer on Habeas Corpus Application for stay and petition for review DENIED.
4th Dist. E023538 Div. 2 S088039	People, Respondent v. Lawrence Angel Payan, Appellant Petition for review DENIED. The request for an order directing publication of the opinion is denied.
4th Dist. E023909 Div. 2 S088914	William Weitz et al., Appellants v. Famous Host Lodging V, L.P. et al., Respondents Petition for review DENIED.
4th Dist. E024307 Div. 2 S089307	People, Respondent v. Joey Bonner, Appellant Petition for review DENIED.
4th Dist. E024545 Div. 2 S089302	People, Respondent v. Donald Lamont Hale, Appellant Petition for review DENIED.
4th Dist. E024554 Div. 2 S088045	People, Respondent v. Daniel Anthony Buchanan, Appellant Petition for review DENIED.
4th Dist. E024806 Div. 2 S089373	People, Respondent v. Arnold Aguirre Lopez, Appellant Petition for review DENIED.

4th Dist. E024902 Div. 2 S089243	People, Respondent v. Paul Aaron Sanchez, Appellant Petition for review DENIED.
4th Dist. E025133 Div. 2 S088511	People, Appellant v. Daniel Lee Martinez, Respondent Petition for review DENIED. Kennard, J., is of the opinion the petition should be granted.
4th Dist. E025613 Div. 2 S089367	People, Respondent v. Harmon James Bratton, Appellant Petition for review DENIED.
4th Dist. E025975 Div. 2 S088554	Farmers Insurance Exchange, Petitioner v. San Bernardino County Superior Court, Respondent Dul Han, Real Party in Interest Petition for review DENIED. Werdegarr, J., is of the opinion the petition should be granted.
4th Dist. E026163 Div. 2 S089306	People, Respondent v. Joe Luis Esquivel, Appellant Petition for review DENIED.
4th Dist. E026526 Div. 2 S089210	In re Frederick Douglass Bennett on Habeas Corpus Petition for review DENIED.
4th Dist. E026716 Div. 2 S089256	Inter-Consecurity Systems Incorporated, Petitioner v. San Bernardino County Superior Court, Respondent Stephen E. Solomon, Real Party in Interest Petition for review DENIED.

4th Dist. Michael Wayne Dombrowski et al., Petitioners
E026719 v.
Div. 1 San Bernardino County Superior Court, Respondent
S088320 People, Real Party in Interest
Petition for review DENIED.

4th Dist. City of San Bernardino, Petitioner
E027096 v.
Div. 2 San Bernardino County Superior Court, Respondent
S089199 Manta Management Corporation, Real Party in Interest
Petition for review DENIED.

4th Dist. Michael Pep, Petitioner
E027172 v.
Div. 2 Riverside County Superior Court, Respondent
S089382 People, Real Party in Interest
Petition for review DENIED.

4th Dist. Montgomery Ward Company, Inc. et al., Petitioners
E027292 v.
Div. 2 Workers' Compensation Appeals Board, Respondent
S089369 John Acunzo, Real Party in Interest
Petition for review DENIED.

4th Dist. In re Richard Leon Proctor
E027255 on
Div. 2 Habeas Corpus
S089032 Petition for review DENIED.

4th Dist. Jackie Sundy, Appellant
G022197 v.
Div. 3 Southern California Edison Company, Respondent
S088864 Petition for review DENIED.
The request for an order directing publication of the opinion is denied.

4th Dist. People, Respondent
G024105 v.
Div. 3 Frank Gonzales Eiras, III, Appellant
S089304 Petition for review DENIED.

4th Dist. G026931 Div. 3 S089297	Guardianship of Kera C. Lee et al., Minors ----- Larry Cossin, Appellant v. Raymond J. Bernard et al., Respondents Petition for review DENIED.
4th Dist. G027293 Div. 3 S089258	National Paint & Coatings Association Incorporated et al., Petitioners v. Orange County Superior Court, Respondent South Coast Air Quality Management District, Real Party in Interest Petition for review DENIED.
5th Dist. F029655 S088545	People, Respondent v. Christopher Echavarria, Appellant Petition for review DENIED.
5th Dist. F030333 S088237	People, Respondent v. Sam Ramos, Appellant Petition for review DENIED.
5th Dist. F030887 S089320	People, Respondent v. Steven Brummett, Appellant Petition for review DENIED.
5th Dist. F030902 S089392	People, Respondent v. Jose Ray Ayon, Appellant Petition for review DENIED.
5th Dist. F031937 S089312	People, Respondent v. Paul Sheridan Applegate, Appellant Petition for review DENIED.

5th Dist. F032078 S089327	People, Respondent v. Cornell Felton Casteel, Appellant Petition for review DENIED.
5th Dist. F032148 S089298	People, Respondent v. Jeffrey Clark Pickerill, Appellant Petition for review DENIED.
5th Dist. F032278 S089364	People, Respondent v. Phillip Herbert Sterns, Appellant Petition for review DENIED.
5th Dist. F032343 S089218	People, Respondent v. Kenneth Charles Martin, Appellant Petition for review DENIED.
5th Dist. F032445 S089331	People, Respondent v. John Berry Ingram, Appellant Petition for review DENIED.
5th Dist. F032709 S089349	People, Respondent v. Victor Aldana, Appellant Petition for review DENIED.
5th Dist. F031181 F032766 S088388	People, Respondent v. Gary Lee Kerper, Appellant ----- In re Gary Lee Kerper on Habeas Corpus Petition for review DENIED.
6th Dist. H018398 S088239	People, Respondent v. Robert Wayne Rogers, Appellant Petition for review DENIED.

6th Dist. People, Respondent

H019272 v.

S088737 Mario Enriquez, Appellant

Petition for review DENIED.

6th Dist. Michelle L. Dunniway, an Incompetent Person, etc., Respondent

H019918 v.

S089166 Lifeguard Life Insurance Company et al., Appellants

Petition for review DENIED.

6th Dist. Santa Clara Co. Dept. of Family and Children Svcs., Respondent

H020144 v.

S089257 Lori B., Appellant

In re Krystal B., a Person Coming Under the Juvenile Court Law
Petition for review DENIED.

6th Dist. People, Respondent

H021092 v.

S087756 Leroy Benjamin, Appellant

Petition for review DENIED.

6th Dist. Santa Cruz County Human Resources Agency, Respondent

H021181 v.

S089316 Fidencio C. et al., Appellants

In re Cierra B., a Person Coming Under the Juvenile Court Law
Petition for review DENIED.

1st Dist. In re the Marriage of Janet M. and Edward L. Harvey

A085898 -----

Div. 5 Janet M. Harvey, Appellant

S087920 v.

Edward L. Harvey, Respondent

The request for an order directing publication of the opinion in
the above entitled appeal is DENIED.

2nd Dist. Carol Earley et al., Petitioners
B134741 v.
Div. 3 Los Angeles County Superior Court, Respondent
S088689 Washington Mutual Bank F.A., Real Party in Interest
The request for an order directing depublication of the opinion in the above entitled appeal is denied.

2nd Dist. Elena W., Petitioner
B136704 v.
Div. 2 Los Angeles County Superior Court, Respondent
S088979 Los Angeles Co. Dept. of Children and Family Service,
Real Party in Interest
The request for an order directing publication of the opinion in the above entitled appeal is denied.

4th Dist. David L. Wolf, Appellant
D032293 v.
Div. 1 St. Paul Fire and Marine Insurance Company et al., Respondents
S088692 The request for an order directing publication of the opinion in the above entitled appeal is denied.

1st Dist. Utility Cost Management, Appellant
A087191 v.
Div. 5 East Bay Municipal Utility District, Respondent
S088709 The time for granting or denying review in the above cause is hereby extended to and including August 23, 2000, or the date upon which review is either granted or denied. This order is entered nunc pro tunc as of July 24, 2000, due to clerical error.

2nd Dist. County of Los Angeles et al., Petitioners
B138981 v.
Div. 5 Orange County Superior Court, Respondent
S088682 Kirsten Fox et al., Real Party in Interest
The time for granting or denying review in the above cause is hereby extended to and including September 5, 2000, or the date upon which review is either granted or denied.

5th Dist. Eva Camargo et al, Appellants
F031741 v.
S088632 Tjaardo Dairy et al., Respondents
The time for granting or denying review in the above cause is

hereby extended to and including August 23, 2000, or the date upon which review is either granted or denied. This order is entered nunc pro tunc as of July 24, 2000, due to clerical error.

S016081 People, Respondent

v.

Maureen McDermott, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's reply brief is extended to and including August 10, 2000.

No further extensions of time will be granted.

S030416 People, Respondent

v.

Sergio Ochoa, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's reply brief is extended to and including September 22, 2000.

No further extensions of time are contemplated.

S044739 People, Respondent

v.

Anthony George Bankston, Appellant

On application of appellant and good cause appearing, it is ordered that the appellant is granted to and including September 19, 2000, to request correction of the record on appeal. Counsel for appellant is ordered to notify the Clerk of the Supreme Court in writing as soon as the act as to which the Court has granted an extension of time has been completed.

S047867 People, Respondent

v.

Lester Wayne Virgil, Appellant

On application of appellant and good cause appearing, it is ordered that the appellant is granted to and including September 22, 2000, to request correction of the record on appeal. Counsel for appellant is ordered to notify the Clerk of the Supreme Court in writing as soon as the act as to which the Court has granted an extension of time has been completed.

No further extensions of time will be granted.

S050851 People, Respondent

v.

Ernest Edward Dykes, Appellant

On application of appellant and good cause appearing, it is ordered that the appellant is granted to and including September 22, 2000, to request correction of the record on appeal. Counsel for appellant is ordered to notify the Clerk of the Supreme Court in writing as soon as the act as to which the Court has granted an extension of time has been completed.

S083916 Stanley Swenson, Jr., M.D., Respondent

v.

County of Los Angeles, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file its answer brief to amicus curiae briefs of Western Law Center for Disability Rights et al. and California Employment Lawyers Association is extended to and including July 31, 2000.

S085736 Marianne Saelzler, Appellant

v.

Advanced Group 400 et al., Respondents

On application of respondent and good cause appearing, it is ordered that the time to serve and file the reply brief on the merits is extended to and including August 9, 2000.

S086057 In re Evaristo Vasquez

on

Habeas Corpus

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the informal response is hereby extended to and including August 4, 2000.

S076118 In re Carlos Jaime Avena

on

Habeas Corpus

The motion to file exhibit #130 under seal, filed in this court on January 22, 1999, is granted. The motion to file a cassette tape as an exhibit #14, filed in this court on the same day, is also granted.

**SUPREME COURT CALENDAR
SAN FRANCISCO SESSION
September 6 and 7, 2000**

The following cases are placed upon the calendar of the Supreme Court for hearing at its courtroom at 350 McAllister Street, Fourth Floor, San Francisco, California, on September 6 and 7, 2000.

WEDNESDAY, SEPTEMBER 6, 2000 – 9:00 A.M.

S080318	Hi-Voltage Wire Works v. City of San Jose
S081969	People v. Amador
S080610	Gerawan Farming v. Veneman <i>[Baxter, J. not participating; Hanlon, P.J., assigned justice pro tempore]</i>

1:30 P.M.

S082261	Dreyfuss v. Union Bank of California
S025122	People v. Deondre Arthur Staten <i>[Automatic Appeal]</i>

THURSDAY, SEPTEMBER 7, 2000 - 9:00 A.M.

S071258	AAS v. San Diego County Superior Court; (William Lyon Company)
S068162	People v. Duarte
S082325	People, ex rel. v. Shamrock Foods Company

George
Chief Justice

If exhibits are to be transmitted to this Court, counsel must comply with Rule 10(d), California Rules of Court.

